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*Attorneys for Plaintiffs James S. Goydos and Maria E. Martins*

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

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	:	
JAMES S. GOYDOS and MARIA E. MARTINS,	:	
	:	Case No. 3:19-cv-8966 (GC) (DEA)
Plaintiffs,	:	
vs.	:	
	:	
RUTGERS, THE STATE UNIVERSITY, a/k/a	:	<b>NOTICE OF PLAINTIFFS'</b>
RUTGERS, THE STATE UNIVERSITY OF NEW	:	<b>MOTION TO DISMISS</b>
JERSEY, a/k/a RUTGERS, RUTGERS CANCER	:	<b>DEFENDANT'S</b>
INSTITUTE OF NEW JERSEY (an independent	:	<b>COUNTERCLAIMS AND FOR</b>
institute at Rutgers, The State University), et al,	:	<b>LEAVE TO AMEND</b>
	:	
Defendants.	:	
-----	X	
TO: John K. Bennett, Esq.		
JACKSON LEWIS P.C.		
200 Connell Drive, Suite 2000		
Berkley Heights, New Jersey 07922		

PLEASE TAKE NOTICE that on Monday, September 5, 2023, at 9:00 a.m., or as soon thereafter as counsel may be heard, Plaintiffs James S. Goydos and Maria E. Martins, by and through their attorneys, Blick Law LLC, will move before this Court, for an Order (1) dismissing the Counterclaims filed by Defendant Rutgers, the State University of New Jersey, a/k/a Rutgers, the State University of New Jersey, a/k/a Rutgers, Rutgers Cancer Institute of New Jersey ("Rutgers"), pursuant

to Rule 12(b)(6) of the Federal Rules of Civil Procedure, with prejudice, for failure to state a claim upon which relief can be granted and (2) granting Plaintiffs leave to amend their pleadings to assert a claim for defense and indemnity against Rutgers.

PLEASE TAKE FURTHER NOTICE that in support of this motion, Plaintiffs will rely upon the accompanying Memorandum of Law in Support of Plaintiffs' Motion to Dismiss Rutgers' Counterclaims for Failure to State a Claim and for Leave to Amend, the Certification of Mark A. Speed, Esq. in support of Plaintiffs' Motion to Dismiss Rutgers' Counterclaims and for Leave to Amend, and Exhibits, as well as all other documents filed and served to date.

PLEASE TAKE FURTHER NOTICE that Plaintiffs hereby request oral argument if opposition is filed.

BLICK LAW LLC

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Dated: August 11, 2023